

NOTICE OF TITLE V AIR QUALITY OPERATING PERMIT MODIFICATION APPLICATION AND DRAFT PERMIT MODIFICATION

The South Dakota Department of Environment and Natural Resources (DENR) has received and reviewed the application for a modification to a Title V air quality operating permit for the following applicant:

APPLICANT NAME: American Colloid Company

FACILITY LOCATION: Belle Fourche, SD

The Title V air quality operating permit will be modified to adjust the monitoring requirements of the permit based on stack test and operational data. The following units and operations are included in the permit modification:

BH-01 – Coal mill and #2 rotary dryer (D-2) fired with natural gas and subbituminous coal. American Colloid has requested an adjustment of the required monitoring frequency for the chlorine content of the coal burned in the unit.

A review of the modification indicates that this facility can still operate in compliance with South Dakota's Air Pollution Control rules and the federal Clean Air Act. DENR, therefore, recommends that the Board of Minerals and Environment modify American Colloid Company's existing Title V air quality operating permit with conditions to ensure compliance with SDCL 34A-1 and the federal Clean Air Act.

In accordance with the Administrative Rules of South Dakota (ARSD) 74:36:05:17, any person desiring to comment on DENR's draft permit conditions related to the permit modification must submit written comments to the address below within thirty days of this public notice. Comments may be directed to the following mailing address: Department of Environment and Natural Resources; Division of Environmental Services; Air Quality Program; 523 East Capitol, Joe Foss Building; Pierre, South Dakota 57501. DENR will consider and address all comments submitted, and issue a final permit decision pursuant to ARSD 74:36:05:18. DENR will notify the applicant and each person that submitted written comments or requested notice of DENR's final permit decision, including notification of any changes to the permit based on the comments.

Any person desiring to contest the issuance of this permit modification and have a contested case hearing must file a petition, which complies with ARSD 74:09:01:01. This petition must be filed either within thirty days of this public notice or, if that person submits comments on DENR's draft permit pursuant to the paragraph above, within thirty days of receiving notice of DENR's final permit decision. Upon receipt of a petition, DENR will schedule this matter for a contested case hearing before the Board of Minerals and Environment.

If no comments or objections are received within thirty days of this public notice, the draft permit conditions related to the permit modification becomes the final permit decision and the proposed permit conditions will be submitted to EPA for review.

Copies of DENR's draft permit conditions related to the permit modification and other information may be obtained from Jim A. Anderson, Natural Resources Engineer, at the above address or telephone (605) 394-2229.

A handwritten signature in black ink, appearing to read 'S. M. Pirner', with a stylized flourish at the end.

Steven M. Pirner, Secretary
Department of Environment and Natural Resources